

HOUSE BILL 2931  
By Dunn

AN ACT to amend Tennessee Code Annotated, Section 29-26-116  
and Title 39, Chapter 15, Part 2, relative to abortion.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 39, Chapter 15, Part 2, is amended by  
adding the following language as a new, appropriately designated sections:

Section \_\_\_\_\_. Prior to performing an abortion upon a pregnant woman the  
attending physician shall inform the patient both verbally and in written form whether,  
and the extent to which, the attending physician is covered by medical malpractice  
insurance and whether, and the extent to which, the facility where the abortion is to be  
performed maintains malpractice liability insurance.

Section \_\_\_\_\_. If the attending physician is not a Tennessee resident or is not a  
permanent resident in the county where the physician performs an abortion, such  
physician is required to enter into and maintain an on-call arrangement with at least one  
(1) physician who is a permanent resident in such county. The attending physician shall,  
at the time the patient is dismissed from the facility where the abortion is performed,  
provide the name and telephone number of the physician who is on-call in accordance  
with such arrangement during the twenty-four (24) hour period following her abortion and  
the health care facility where such physician has staff privileges.

Section \_\_\_\_\_. In the absence of legal proceedings in courts of law affecting or  
suspending enforcement of the provisions of this part, state agencies, charged with the

duties and responsibilities for the enforcement of the statutory law and rules and regulations duly promulgated pursuant to the uniform administrative procedures act, compiled in title 4, chapter 5, shall enforce and seek compliance with such laws and regulations.

SECTION 2. Tennessee Code Annotated, Section 29-26-116(a), is amended by adding the following language to be designated as subdivision (5):

(5) The time limitation set forth in this subsection shall not apply in cases involving injuries, both emotional or physical, including without limitation the discovery of infertility, following an abortion. In such cases the action shall be commenced within one (1) year after a professional diagnosis of the physical or emotional injury resulting from an abortion is discovered or should have been discovered.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

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